THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO.9441 OF 2006

DATED: 28-04-2006

BETWEEN;

P.Mallappa and others .. Petitioners

And

The Commissioner of Police,Cyberabad

and others

… Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO.9441 OF 2006

ORAL ORDER:

The petitioners are aggrieved that notwithstanding the interim order of

this Court dated 06.01.2006 in C.M.P.No.187 of 2006 in C.R.P.No.142 of 2006, to which the fourth respondent is a party, at the instance of the 3rd and 4th respondents, the second respondent is interfering with the petitioners' ownership and possession of the property mentioned in the writ petition; is calling the petitioners and the labourers working in the Plot No.69 and 70 to the police station and threatening them to settle the matter with the respondents 3 and 4 by coercing them with threats that he would implicate them in false cases.

The petitioners' state that they have orally complained to the first respondent and that the first respondent has not taken any steps to issue a direction to the second respondent not to interfere in civil disputes. No written complaint has been made to the first respondent about the alleged conduct of the second respondent.

The learned counsel for the petitioners submitted that the petitioners would make a complaint to the first respondent within three days and on such complaint being made, the first respondent be directed to look in to the complaint, make proper enquiry and issue appropriate directions to the second respondent to refrain from interfering in civil dispute. It requires to be noticed that there are several and increasing number of complaints that the police officers under the first respondent's jurisdiction are interfering in clearly civil disputes. The first respondent is directed to look in to this aspect urgently. As and when the petitioner makes a complaint, the first respondent is directed to take appropriate administrative measures to discipline the second respondent to act in accordance with law, should it be found in the enquiry of the first respondent that the second respondent is transgressing the limits of his authority.

The writ petition is accordingly disposed of at the stage of admission after hearing the learned Government Pleader for Home.

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28-04-2006

kvrm